

2009 DRAFTING REQUEST

Bill

Received: **01/22/2009**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Donald Friske (608) 266-7694**

By/Representing: **Tim Gary**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies: **EVM**

Submit via email: **YES**

Requester's email: **Rep.Friske@legis.wisconsin.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Registration fees for trailers weighing 16,000 pounds or less

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/P1	agary 02/18/2009	jdyer 02/26/2009	mduchek 02/26/2009	_____	cduerst 02/26/2009		State
/P2	agary 08/20/2009	jdyer 08/21/2009	rschluet 08/21/2009	_____	sbasford 08/21/2009		State
/1	agary 10/08/2009	jdyer 10/08/2009	phenry 10/08/2009	_____	cduerst 10/08/2009	lparisi 10/08/2009	

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

FE Sent For: "/1" @ intro. 4/19/10

<END>

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/?		<i>1 10/8 jld</i>		_____			State
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FE Sent For:

10/8 ph
8/8 ph

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Addl. Drafters:

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Extra Copies: EVM

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/?		P2 8/2 jld					State
/P1	agary 02/18/2009	jdyer 02/26/2009	mduchek 02/26/2009		cduerst 02/26/2009		

FE Sent For:

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/?	agary	P1 2/26jld		ND			State

FE Sent For:

2/26
<END>

Gary, Aaron

From: Gary, Tim
Sent: Thursday, January 22, 2009 3:22 PM
To: Gary, Aaron
Subject: RE:

The side of the trailers I saw had a rating of 14,000 lbs stamped on the side of them, however, the owner told me the State of Wisconsin only lets them carry 12,000 lbs. because trailers are only allowed to carry up to their registered weight of 12,000 lbs. (a 16,000 lb registration is not allowed because the trailers are not rated to 16,000 lbs).

I think it needs to center around registrations, not permits.

From: Gary, Aaron
Sent: Thursday, January 22, 2009 12:55 PM
To: Gary, Tim
Subject: RE:

Tim,

I have entered this request as LRB-1717.

Chapter 341 deals with vehicle registration. Ch. 348 deals with vehicle weight and weight permits. So I'm wondering whether you want to create a special category of trailer registration or whether you want to create a weight permit.

Thanks. Aaron

Aaron R. Gary
Attorney, Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

From: Gary, Tim
Sent: Tuesday, January 20, 2009 11:42 AM
To: Gary, Aaron
Subject:

Rep. Friske requests a bill be drafted creating a trailer permit in Ch. 341 for 14,000 – 15,999 Lb. truck trailers.

Christmas tree growers use these trailers in combinations with somewhat standard pickup trucks that vary in their weights.

If you have questions in need of clarification, please feel free to call me @ 6-7694.

Tim Gary
Research Assistant to
Representative Don Friske
Wisconsin State Assembly



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1717/P1

ARG.....

jld

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D-Note

x

Gen

1

AN ACT ...; relating to: trailer or semitrailer registration.✓

Analysis by the Legislative Reference Bureau

Under current law, the fee that must be paid to the Department of Transportation for registering a motor truck is based upon the vehicle's weight. The fee for a vehicle weighing 12,000 pounds or less is \$209 and the fee for a vehicle weighing 16,000 pounds or less is \$283. A trailer or semitrailer not exceeding 12,000 pounds and designed to be hauled by a motor vehicle other than a truck tractor (trailer) may be registered for one-half the fee prescribed for a motor truck of the same weight, but a trailer exceeding 12,000 pounds is registered for the same fee prescribed for a motor truck of the same weight.★

Under this bill, a trailer not exceeding 16,000 pounds may be registered for one-half the fee prescribed for a motor truck of the same weight.★

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2

SECTION 1. 341.25 (1) (ge) of the statutes is amended to read:✓

3

341.25 (1) (ge) For each trailer or semitrailer having a gross weight of more

4

than 3,000 pounds but not more than ~~12,000~~ 16,000 pounds designed to be hauled

1 by a motor vehicle other than a truck tractor and not coming within the provisions
2 of s. 341.264, a fee which is one-half[✓] of the fee prescribed for a motor truck of the same
3 maximum gross weight. The maximum gross weight shall be determined in the same
4 manner as for a motor truck. A trailer under this paragraph having a gross weight
5 of 4,500[✓] pounds or less and used for hire or rental and which is part of a fleet of 100
6 or more trailers used for hire or rental may be registered under s. 341.308.

History: 1973 c. 67, 90, 270, 333; 1975 c. 39 s. 734; 1975 c. 136; 1977 c. 29 ss. 1422m to 1430, 1654 (7) (a); 1977 c. 288, 418; 1979 c. 34, 221; 1981 c. 20; 1983 a. 175, 243; 1985 a. 65; 1985 a. 208 ss. 7, 8, 11; 1987 a. 212, 403; 1989 a. 31; 1991 a. 39; 1997 a. 27; 1999 a. 9, 80, 142; 2003 a. 33; 2007 a. 20, 33.

7 **SECTION 2. Initial applicability.**

8 (1) This act first applies to[✓] applications for registration received by the
9 department of transportation[✓] on the effective date of this subsection.[✓]

10 **SECTION 3. Effective date.**

11 (1) This act takes effect on the first day of the 3rd[✓] month beginning after
12 publication.[✓]

13 (END)

D-Note

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1717/P1dn

ARG:.....

date

Jld

ATTN: Tim Gary

Please review the attached draft carefully to ensure that it is consistent with your intent.✓

There are several different ways of registering a trailer or semitrailer.✓ It sounds to me like your constituents are registering their trailers under s.✓341.25 (1) (ge). Accordingly, I have amended this provision.✓ I note that the statutory change in this draft is not necessary to allow your constituents to haul Christmas trees on trailers up to 16,000✓ pounds. Your constituents could instead register their trailers under s.✓341.25 (1) (g). The effect of this draft is to allow your constituents to register these trailers for a registration fee that is half✓ (of) the registration fee that would be required under current law for operating at 16,000✓ pounds. Under current law, your constituents might also be able to register their trailers under s. 341.26 (3m)✓ for 25 percent of the motor truck registration fee,✓ depending on how the trailer is used. *

Please let me know if you would like any changes made to the attached draft✓ or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "1" draft.✓

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1717/P1dn
ARG:jld:md

February 26, 2009

ATTN: Tim Gary

Please review the attached draft carefully to ensure that it is consistent with your intent.

There are several different ways of registering a trailer or semitrailer. It sounds to me like your constituents are registering their trailers under s. 341.25 (1) (ge). Accordingly, I have amended this provision. I note that the statutory change in this draft is not necessary to allow your constituents to haul Christmas trees on trailers up to 16,000 pounds. Your constituents could instead register their trailers under s. 341.25 (1) (g). The effect of this draft is to allow your constituents to register these trailers for a registration fee that is one-half of the registration fee that would be required under current law for operating at 16,000 pounds. Under current law, your constituents might also be able to register their trailers under s. 341.26 (3m) for 25 percent of the motor truck registration fee, depending on how the trailer is used.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "/1" draft.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

8/17

Tim - Rep. Friske
- 1717

6-7694

motor vehicle fuel tax - federal
rated ~~weight~~ limits

14,000 plate for the trailers

14,000 trailer category

- want it real soon



State of Wisconsin
2009 - 2010 LEGISLATURE

wanted
by 8/25

LRB-1717/01 PZ

ARG:jld:md

in 5/20

RMR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D-Note

Gen

- 1 AN ACT *to amend* 341.25 (1) (ge) of the statutes; **relating to:** trailer or
2 semitrailer registration.

Analysis by the Legislative Reference Bureau

Under current law, the fee that must be paid to the Department of Transportation for registering a motor truck is based upon the vehicle's weight. The fee for a vehicle weighing 12,000 pounds or less is \$209 and the fee for a vehicle weighing 16,000 pounds or less is \$283. A trailer or semitrailer not exceeding 12,000 pounds and designed to be hauled by a motor vehicle other than a truck tractor (trailer) may be registered for one-half of the fee prescribed for a motor truck of the same weight, but a trailer exceeding 12,000 pounds is registered for the same fee prescribed for a motor truck of the same weight.

Under this bill, a trailer not exceeding 16,000 pounds may be registered for one-half of the fee prescribed for a motor truck of the same weight.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 341.25 (1) (ge) of the statutes is amended to read:

341.25 (1) (ge) For each trailer or semitrailer having a gross weight of more than 3,000 pounds but not more than 12,000 16,000 pounds designed to be hauled

by a motor vehicle other than a truck tractor and not coming within the provisions of s. 341.264, a fee which is one-half of the fee prescribed for a motor truck of the same maximum gross weight. The maximum gross weight shall be determined in the same manner as for a motor truck. A trailer under this paragraph having a gross weight of 4,500 pounds or less and used for hire or rental and which is part of a fleet of 100 or more trailers used for hire or rental may be registered under s. 341.308.

SECTION 2. Initial applicability.

(1) This act first applies to applications for registration received by the department of transportation on the effective date of this subsection.

SECTION 3. Effective date.

(1) This act takes effect on the first day of the 3rd month beginning after publication.

(END)

D-Note

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

date

LRB-1717/P2dn

ARG: ^...

jd

ATTN: Tim Gary

Please review the attached draft carefully to ensure that it is consistent with your intent.✓

It is my understanding that you wanted a new registration category for trailers weighing up to 14,000✓ pounds, but not a new registration category for motor trucks weighing up to 14,000 pounds. Accordingly, I have created s. 341.25 (1) (gf)✓ in the attached draft, but I have not created a new motor truck registration weight category under s. 341.25 (2).✓ Please advise if this is not consistent with your intent.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "/1" draft.✓

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

**2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1717/P2ins
ARG:.....

INSERT ANAL:

* This bill creates a new registration category for trailers weighing more than 12,000 pounds but not more than 14,000 pounds that are designed to be hauled by a motor vehicle other than a truck tractor. These trailers may be registered for a fee that is one-half of the average of the fees prescribed for motor trucks weighing 12,000 and 16,000 pounds, which, under current law, is a fee of \$123. pounds

STEP

INSERT 1-3:

SECTION 1. 341.25 (1) (g) of the statutes is amended to read:

341.25 (1) (g) For each trailer or semitrailer designed to be hauled by a motor vehicle other than a truck tractor and not coming within the provisions of par. (gd) or (ge), or (gf) or s. 341.264, a fee which is equal to the fee prescribed for a motor truck of the same maximum gross weight. The maximum gross weight shall be determined in the same manner as for a motor truck.

History: 1973 c. 67, 90, 270, 333; 1975 c. 39 s. 734; 1975 c. 136; 1977 c. 29 ss. 1422m to 1430, 1654 (7) (a); 1977 c. 288, 418; 1979 c. 34, 221; 1981 c. 20; 1983 a. 175, 243; 1985 a. 65; 1985 a. 208 ss. 7, 8, 11; 1987 a. 212, 403; 1989 a. 31; 1990 a. 39; 1997 a. 27; 1999 a. 9, 80, 142; 2003 a. 33; 2007 a. 20, 33.

SECTION 2. 341.25 (1) (gf) of the statutes is created to read:

341.25 (1) (gf) For each trailer or semitrailer having a gross weight of more than 12,000 pounds but not more than 14,000 pounds designed to be hauled by a motor vehicle other than a truck tractor and not coming within the provisions of s. 341.264, a fee that is one-half of the average of the fees prescribed under sub. (2) (d) and (e). The maximum gross weight shall be determined in the same manner as for a motor truck.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1717/P2dn
ARG:jld:rs

August 21, 2009

ATTN: Tim Gary

Please review the attached draft carefully to ensure that it is consistent with your intent.

It is my understanding that you wanted a new registration category for trailers weighing up to 14,000 pounds, but not a new registration category for motor trucks weighing up to 14,000 pounds. Accordingly, I have created s. 341.25 (1) (gf) in the attached draft, but I have not created a new motor truck registration weight category under s. 341.25 (2). Please advise if this is not consistent with your intent.

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Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

Gary, Aaron

From: Gary, Tim

Sent: Wednesday, October 07, 2009 3:36 PM

To: Basford, Sarah; Gary, Aaron

Subject: RE: Draft review: LRB 09-1717/P2 Topic: Registration fees for trailers weighing 16,000 pounds or less

Please form this into a /1

From: Basford, Sarah

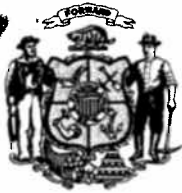
Sent: Friday, August 21, 2009 9:13 AM

To: Rep.Friske

Subject: Draft review: LRB 09-1717/P2 Topic: Registration fees for trailers weighing 16,000 pounds or less

Following is the PDF version of draft LRB 09-1717/P2 and drafter's note.

10/07/2009



State of Wisconsin
2009 - 2010 LEGISLATURE

500v

LRB-1717/02

ARG:jld:rs

in
10/8

RMR

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

No changes

Regen

- 1 AN ACT *to amend* 341.25 (1) (g); and *to create* 341.25 (1) (gf) of the statutes;
- 2 **relating to:** trailer or semitrailer registration.

Analysis by the Legislative Reference Bureau

Under current law, the fee that must be paid to the Department of Transportation for registering a motor truck is based upon the vehicle's weight. The fee for a vehicle weighing 12,000 pounds or less is \$209 and the fee for a vehicle weighing 16,000 pounds or less is \$283. A trailer or semitrailer not exceeding 12,000 pounds and designed to be hauled by a motor vehicle other than a truck tractor (trailer) may be registered for one-half of the fee prescribed for a motor truck of the same weight, but a trailer exceeding 12,000 pounds is registered for the same fee prescribed for a motor truck of the same weight.

This bill creates a new registration category for trailers weighing more than 12,000 pounds but not more than 14,000 pounds that are designed to be hauled by a motor vehicle other than a truck tractor. These trailers may be registered for a fee that is one-half of the average of the fees prescribed for motor trucks weighing 12,000 pounds and 16,000 pounds, which, under current law, is a fee of \$123.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 341.25 (1) (g) of the statutes is amended to read:

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SECTION 3. Initial applicability.

(1) This act first applies to applications for registration received by the department of transportation on the effective date of this subsection.

SECTION 4. Effective date.

(1) This act takes effect on the first day of the 3rd month beginning after publication.

(END)

Parisi, Lori

From: Gary, Tim
Sent: Thursday, October 08, 2009 4:12 PM
To: LRB.Legal
Subject: Draft Review: LRB 09-1717/1 Topic: Registration fees for trailers weighing 16,000 pounds or less

Please Jacket LRB 09-1717/1 for the ASSEMBLY.